

PATENT
Docket No. 252312007400

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Jill A. Jacobson
Jill A. Jacobson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Matthew D. LINNIK et al.

Serial No.: 09/724,822

Filing Date: November 28, 2000

For: METHODS OF TREATING LUPUS
BASED ON ANTIBODY AFFINITY
AND SCREENING METHODS AND
COMPOSITIONS FOR USE THEREOF

Examiner: C. Qian

Group Art Unit: 1636

SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

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Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

This Supplemental Information Disclosure Statement is submitted:

- ☒ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.
- ☐ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of ___ is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of ___ is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist;

(iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **252312007400**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: February 13, 2004

Respectfully submitted,

By: 

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Form PTO-1449

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**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**

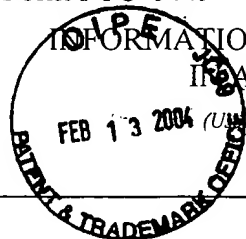
Applicant

Matthew D. LINNIK et al.

Filing Date November 28, 2000

Group Art Unit 1636

Mailing Date February 13, 2004



(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

| Examiner Initials | Ref. No. | Date | Document No. | Name | Class | Subclass | Filing Date If Appropriate |
|-------------------|----------|------------|--------------|----------------|-------|----------|----------------------------|
| | 1. | 08/02/2001 | 2001/0010818 | Engle et al. | | | |
| | 2. | 06/19/2003 | 2003/0114405 | Linnik et al. | | | |
| | 3. | 12/07/1993 | 5,268,454 | Barstad et al. | | | |
| | 4. | 10/06/1998 | 5,817,752 | Yu | | | |
| | 5. | 01/05/1999 | 5,856,464 | Livingston | | | |

FOREIGN PATENT DOCUMENTS

| Examiner Initials | Ref. No. | Date | Document No. | Country | Class | Subclass | Translation YES NO |
|-------------------|----------|------------|--------------|---------|-------|----------|--------------------|
| | 6. | 12/19/1996 | WO 96/40708 | WIPO | | | |
| | 7. | 12/11/1997 | WO 97/46248 | WIPO | | | |

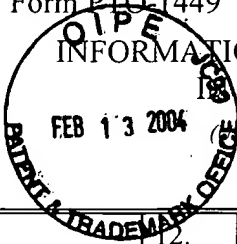
OTHER DOCUMENTS (including author, title, Date, Pertinent Pages, Etc.)

| Examiner Initials | Ref. No. | |
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| | 8. | Alarcon-Segovia, D. et al. (2001). "SLE Trial Shows Fewer Renal Flares in LJP 394-Treated Patients with High-Affinity Antibodies to LJP 394:90-05 Trial Results," located at < http://www.ljpc.com/abstracts/abstract_2001_02.html > visited on December 8, 2003. La Jolla Pharmaceutical Co. Abstracts. 1 page. |
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| | 10. | Alarcon-Segovia, D. et al. (2003). "SLE Trial Shows Fewer Renal Flares in LJP 394-Treated Patients with High-Affinity Antibodies to LJP 394:90-05 Trial Results," located at < http://www.ljpc.com/abstracts/abstract_2000_sle_trial.html > visited on December 8, 2003. La Jolla Pharmaceutical Co. Abstracts. 2 pages. |
| | 11. | Alarcon-Segovia, D. et al. "SLE Trial Shows Fewer Renal Flares in LJP-394 Treated Patients with High-Affinity Antibodies to LJP-394: 90-05. Trial Results," <i>Lupus</i> 10 (Supplement 1):pS272: 1231. |

EXAMINER:

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| | | | |
|--|--|---------------------------------------|-------------------------------|
| Form PTO-1449 | | Docket Number 252312007400 | Application Number 09/724,822 |
|  INFORMATION DISCLOSURE CITATION IN AN APPLICATION (File several sheets if necessary) | | Applicant Matthew D. LINNIK et al. | |
| | | Filing Date November 28, 2000 | Group Art Unit 1636 |
| | | Mailing Date February 13, 2004 | |
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| 40. | Linnik, M.D. et al. (2003). "SLE Patients with Sustained Reductions in Anti-DSDNA Antibodies Have a Reduced Risk of Renal Flare and Major SLE Flare," located at < http://www.ljpc.com/abstracts/abstract_2003_05.html > visited on December 8, 2003. La Jolla Pharmaceutical Co. Abstracts. 2 pages. | | |
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52.

Wallace, D.J. et al. (2003). "Safety Results from a RCT of LJP 394 in SLE Patients with a History of Renal Disease," located at <http://www.ljpc.com/abstracts/abstract_2003_11.html> visited on December 8, 2003. La Jolla Pharmaceutical Co. Abstracts. 2 pages.

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